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October 8, 2024

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VIA ELECTRONIC DELIVERY AND COURT FILING

The Honorable Katharine H. Parker
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 750
New York, New York 10007

Re: United States v. Anthem, Inc., 1:20-cv-02593-ALC-KHP

Dear Judge Parker:

Pursuant to the Court's Order during the September 10, 2024 Case Management Conference, the parties jointly submit this status report regarding their meet and confer discussions related to the Government's discovery requests to Anthem.

I. Additional Information Sought by the Government Regarding Anthem's Document Production in Response to the Government's Second and Third Sets of Requests for Production

Pursuant to the Court's July 24, 2024, order, the Government served Anthem with supplemental ESI requests. *See* ECF No. 243. The Government has also requested additional information from Anthem regarding its previous document collection, review and production in response to the Government's Second and Third Sets of Requests for Production ("RFPs"). Anthem has provided the Government with information responsive to these requests, and the parties continue to meet and confer regarding additional information requests from the Government. There are no current disputes that require the Court's intervention at this time. The parties will provide a further update to the Court on the status of their ongoing meet and confer discussions at the next Case Management Conference, scheduled for October 29, 2024.

II. The Government's Recently Served RFPs and Interrogatories on Anthem

On September 9, 2024, the Government served Anthem with its Fourth Set of RFPs. Anthem will timely serve its objections and responses to the Fourth Set of RFPs tomorrow, October 9, 2024.

In addition, on September 24, 2024, the Government served Anthem with its Fifth Set of RFPs, as well its First Set of Interrogatories. Anthem expects to timely serve its objections and responses to these new discovery requests on October 24, 2024.

Among other things, the Government's new discovery requests seek documents and information about the design of Anthem's chart review program and internal claims audits that the parties discussed with the Court at the September 10, 2024 Case Management Conference. The parties have already commenced their meet and confer discussions regarding the new sets of RFPs and potential search strings associated with those requests that call for custodial searches, and will continue to do so both before and after Anthem serves its formal objections and responses to the discovery requests as required by the Federal Rules of Civil Procedure. To date, there are no disputes that require the Court's intervention.

Dated: October 8, 2024

Respectfully submitted,

By: /s/ Adam Levine

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